

Robert F. Kane, Esq. (SBN 71407)  
LAW OFFICES OF ROBERT F. KANE  
870 Market Street, Suite 1128  
San Francisco, CA 94102  
Tel.: (415) 982-1510  
Fax: (415) 982-5821  
Rkane1089@aol.com

James L. Feldesman, Esq.  
Marisa B. Guevara, Esq.  
FELDESMAN TUCKER LEIFER FIDELL LLP  
1129 20<sup>th</sup> Street, Fourth Floor  
Washington, D.C. 20036  
Tel.: (202) 466-8960  
Fax: (202) 293-8103  
[jfeldesman@feldesmantucker.com](mailto:jfeldesman@feldesmantucker.com)  
[mguevara@feldesmantucker.com](mailto:mguevara@feldesmantucker.com)

Attorneys for Plaintiff North East Medical Services, Inc.

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

<p><b>NORTH EAST MEDICAL SERVICES, INC.,</b>  <i>Plaintiffs,</i> v.  <b>CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES AGENCY et al.,</b>  <i>Defendants.</i></p>	<p><b>CASE NO. CV-10-2433-RS</b>  <b>STIPULATION TO CONTINUE HEARING ON MOTION TO DISMISS AND ORDER</b></p>
--	---

IT IS HEREBY STIPULATED by and between Plaintiff North East Medical Services, Inc. and Defendants California Department of Health Care Services, Health and Human Services Agency, the State of California and David Maxwell-Jolly, through their respective counsel, that the hearing on the Motion to Dismiss currently set for September 9, 2010 be continued to October 28, 2010. The parties further stipulate that Plaintiff's Opposition to

11

11

11

1 the Motion to Dismiss is due on September 17, 2010.

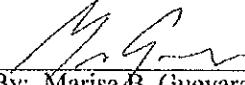
2 Dated: August 18, 2010

3 Edmund G. Brown Jr.  
4 Attorney General of California

5   
6 By: Sarah Kurtz  
7 Deputy Attorney General  
8 Attorneys for Defendants

9 Dated: August 18, 2010

10 FELDESMAN TUCKER LEIFER FIDELL LLP  
11 LAW OFFICES OF ROBERT F. KANE

12   
13 By: Marisa B. Guevara, Esq.  
14 Attorneys for Plaintiff  
15 North East Medical Services, Inc.

16 **ORDER**

17 On reading and filing the stipulation of the parties hereto and good cause appearing  
18 therefore,

19 IT IS HEREBY ORDERED that:

20 1. The hearing on the Motion to Dismiss be continued from September 9,  
21 2010 to October 28, 2010; and  
22  
23 2. Plaintiff's Opposition to the Motion to Dismiss is due on September 17,  
24 2010.

25 Dated: 8/23/10

26   
27 UNITED STATES DISTRICT COURT JUDGE  
28